THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.2984 of 2006

Between:

Jagadish Kumar Chowdary. ..
PETITIONER

and

The Commissioner of Police, Hyderabad city and others.
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RESPONDENTS

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ORDER:

The only grievance of the petitioner is that respondents

1 to 3, having registered a case in Cr.No.12 of 2005 for the offences under Sections 420, 406 and 506 IPC and Section 156(3) Cr.P.C., no investigation has been taken up and no final report has been filed.

A counter has been filed stating that the investigation in the said case has been completed and a final report has also been filed on 31-01-2007 before I Additional Chief Metropolitan Magistrate, Hyderabad. It is further stated that the said case referred to as civil in nature.

In view of the aforesaid facts and circumstances of the case, I am of the opinion that the only course open to the petitioner is to take appropriate action before the concerned court either by way of contesting final report or by filing private complaint under Section 200 Cr.P.C.

The writ petition is, accordingly, dismissed. There shall be no order as to costs.

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05-02-2007

Prv